



1/ DAC

August 13, 2002

Box DAC
Assistant Commissioner for Patents
United States Patent and Trademark Office
Washington, D.C. 20231

Re: United States Patent Application
Serial No.: 09/755,313, *divisional of 09/103,694*
Entitled: GRADIENT SEQUENTIAL COMPRESSION SYSTEM FOR
PREVENTING DEEP VEIN THROMBOSIS
Date Filed: December 27, 2000
Our Reference No.: EXT.462C1

RECEIVED
AUG 20 2002

Dear Sir:

OFFICE OF PETITIONS

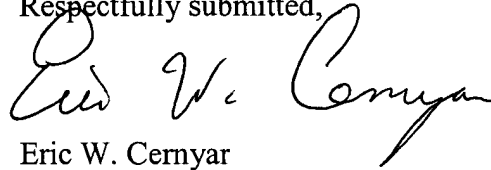
Enclosed for filing are the following documents:

1. Transmittal Form (w/ certificate of mailing thereon)
 2. Fee Transmittal Form (in duplicate);
 3. Petition for Revival of an Application as Unintentionally Abandoned;
 4. Copy of Declaration filed in parent application 09/103,694, *of which this is a divisional;*
 5. Copy of postcard associating the above-mentioned declaration with 09/103,694;
 6. Revocation of Power of Attorney;
 7. New Power of Attorney & Change of Correspondence Address;
 8. 37 CFR § 3.73(b) statement;
 9. Copies of Assignments establishing KCI Licensing's ownership of application;
- and
10. Acknowledgement post card

A July 3, 2002, Notice of Abandonment indicates that the application went abandoned for failure to respond to a Notice of Missing Parts mailed February 20, 2001. The Notice of Missing Parts indicated that the Oath or Declaration was missing. Under 37 C.F.R. 1.63(d)(1), a copy of a properly executed oath or declaration filed in a parent application can be submitted in a continuation or divisional. As reflected in the Filing Receipt and as stated in the Preliminary Amendment that was filed contemporaneously with the application, 09/755,313 is a divisional of 09/103,694. In compliance with the rules, enclosed is a Petition to Revive as Unintentionally Abandoned along with a copy of the Oath or Declaration filed in the parent application. Also enclosed is a copy of the postcard the PTO returned in 09/103,694, which associates the Oath or Declaration filed in the parent application with the parent application's serial number.

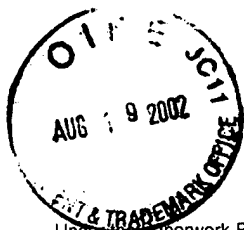
The Commissioner is requested to grant Applicants' Petition to Revive and to pass the application to examination. The Commissioner is hereby authorized to charge any additional fees that may be required to Kinetic Concepts' Deposit Account No. 500-326.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Eric W. Cernyar". The signature is fluid and cursive, with the first name "Eric" and last name "Cernyar" being more prominent than the middle initial "W".

Eric W. Cernyar
Reg. No. 45,919
Kinetic Concepts, Inc.
P.O. Box 659508
San Antonio, TX 78265
(210) 863-0063 (mobile)

Enclosures



PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

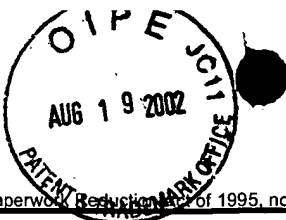
TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/755,313
	Filing Date	12/27/2000
	First Named Inventor	Bolam
	Group Art Unit	3736
	Examiner Name	DeMille
Total Number of Pages in This Submission		Attorney Docket Number EXT.462C1

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input checked="" type="checkbox"/> Response to Missing Parts/ Incomplete Application <input checked="" type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input checked="" type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input checked="" type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input checked="" type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Transmittal letter; return postcard
Remarks		RECEIVED AUG 20 2002 OFFICE OF PETITIONS

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Eric W. Cernyar
Signature	
Date	

CERTIFICATE OF MAILING			
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: <u>8/13/2002</u>			
Typed or printed name	Eric W. Cernyar		
Signature	<u>Eric W. Cernyar</u>	Date	<u>8/13/2002</u>

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



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FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$) 1410.00

Complete if Known

Application Number	09/755,3134	RECEIVED AUG 20 2002
Filing Date	12/27/2001	
First Named Inventor	Bolam	OFFICE OF PETITIONS
Examiner Name	DeMille	
Group Art Unit	3736	
Attorney Docket No.	EXT.462C1	

METHOD OF PAYMENT

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:
- Deposit Account Number: 500-326
- Deposit Account Name: Kinetic Concepts, Inc.
- ☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17
- ☐ Applicant claims small entity status. See 37 CFR 1.27
2. ☐ Payment Enclosed:
- ☐ Check ☐ Credit card ☐ Money Order ☐ Other

FEE CALCULATION

1. BASIC FILING FEE

	Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
101	740	201	370 Utility filing fee	
106	330	206	165 Design filing fee	
107	510	207	255 Plant filing fee	
108	740	208	370 Reissue filing fee	
114	160	214	80 Provisional filing fee	

SUBTOTAL (1) (\$)

2. EXTRA CLAIM FEES

	Total Claims	Extra Claims	Fee from below	Fee Paid
Independent Claims		-20** =	X	
Multiple Dependent		-3** =	X	

	Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
103	18	203	9 Claims in excess of 20
102	84	202	42 Independent claims in excess of 3
104	280	204	140 Multiple dependent claim, if not paid
109	84	209	42 ** Reissue independent claims over original patent
110	18	210	9 ** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$)

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid
105	130	205	65	Surcharge - late filing fee or oath	130.00
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for ex parte reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	400	216	200	Extension for reply within second month	
117	920	217	460	Extension for reply within third month	
118	1,440	218	720	Extension for reply within fourth month	
128	1,960	228	980	Extension for reply within fifth month	
119	320	219	160	Notice of Appeal	
120	320	220	160	Filing a brief in support of an appeal	
121	280	221	140	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,280	241	640	Petition to revive - unintentional	1280.00
142	1,280	242	640	Utility issue fee (or reissue)	
143	460	243	230	Design issue fee	
144	620	244	310	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Processing fee under 37 CFR 1.17(q)	
126	180	126	180	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	740	246	370	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	740	249	370	For each additional invention to be examined (37 CFR § 1.129(b))	
179	740	279	370	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) 1410.00

SUBMITTED BY

Name (Print/Type)	Eric W. Cernyar	Registration No. (Attorney/Agent)	45919	Telephone	(210) 863-0063
Signature	<i>Eric W. Cernyar</i>	Date	8/13/2002		

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

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08/20/2002 HBUHPT 1 0000012 500326 09755313

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